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1501 FOURTH AVENUE  
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## COMMENTS:

In response to the Request for Substitute Papers mailed 4/10/02, please see documents transmitted herewith.

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Application Number	Filing Date	First Named Applicant	Atty. Docket No.
09/506,079	02/16/2000	Doherty, Joni	49321-16

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Title: Her-2 binding antagonists

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## Request for Substitute Papers

The papers filed on 12/31/01 (certificate of mailing dated 11/26/01) are no longer in condition to become part of the permanent records of the United States Patent and Trademark Office (USPTO) for this application (37 CFR 1.52(a)) due to the United States Postal Service sanitization process.

The USPTO requests that applicant provide a copy of the above-identified papers (except for any U.S. or foreign patent documents submitted with the above-identified papers) with a statement that such copy is a complete and accurate copy of the above-identified papers (signing and returning a copy of this notice will provide such a statement). The reply to this letter should be submitted to the USPTO by facsimile at the number indicated **703-308-4556**(TC1600).

Alternatively, the reply to this letter may be hand-carried to the Customer Service Window located in Room 1B03 of Crystal Plaza Building 2, Arlington, Virginia, 22202.

The USPTO strongly prefers that the reply to this letter be submitted by facsimile. However, if applicant cannot submit the reply to this letter by facsimile (or hand-delivery), the reply may be mailed to: Box Duplicate TC1600, U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202-2327.

This letter is not a notice under 37 CFR 1.251. However, failure to timely replay to this notice within **two (2) weeks** of the date of receipt of this letter may result in the USPTO issuing a notice under 37 CFR 1.251. A copy of this notice should be included with the reply.

The enclosed papers are a complete and accurate copy of the above-identified papers.

Name: Barry L. Davison Registration No.: 47,309  
 Signature: Barry L. Davison Date: 23 April 2002

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MAILING CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington D.C. 20231 on Nov. 26, 2001 by Ray Bales Ray Bales (print name)  
Date Signature

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE APR 24 2002

Applicants: Clinton et al.

GROUP 1600

Filing Date: February 16, 2000

Serial No.: 09/506,079

For: HER-2 BINDING ANTAGONISTS

Art Unit: 1642

Examiner: J. Hunt

Docket: 49321-16

Date: November 26, 2001

Box SEQUENCE

Assistant Commissioner for Patents  
Washington, DC 20231

TRANSMITTAL AND RESPONSE TO NOTICE TO COMPLY UNDER C.F.R. 1.821

Sir:

In response to the NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES, attached to the Office Communication dated August 28, 2001,

Applicants submit the following:

Request for Two-Month Extension of Time;

Check in the amount of \$200;

Amendment;

Sequence Listing (under C.F.R. 1.821(c) and (e));

Statement under C.F.R. 1.821; and

Copy of Notice to Comply.

F:\docs\49321\16\Response to 8-28-01.doc

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**REMARKS**

Minor corrections to the sequence listing, as required, explaining the use of *n*, have been made to bring it into conformity with the requirements of C.F.R. 1.821-1.825.

Respectfully submitted,

  
Barry L. Davison  
Attorney for Applicants  
Registration No. 47,309

Davis Wright Tremaine LLP  
2600 Century Square  
1501 Fourth Avenue  
Seattle, WA 98101-1688  
Tel 206-628-7621  
Fax 206-628-7699

Application No.: 09/506,079

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.

2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).

3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).

4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing."

5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).

6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).

7. Other: \_\_\_\_\_

**Applicant Must Provide:**

An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".

An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.

A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

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Please acknowledge receipt of the following:

1. Transmittal and Response
2. Request for two-month extension of time (in duplicate)
3. Check in the amount of \$200
4. Amendment
5. Sequence Listing print-out
6. Sequence Listing on diskette (two copies, two diskettes)
7. Statement under CFR 1.821
8. Copy of Notice to Comply
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Thank you.



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USSN: 09/506,079  
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